

December 18, 2002

Mr. Ronald L. Simard
Nuclear Energy Institute (NEI)
1776 I Street, NW, Suite 400
Washington, DC 20006-3708

SUBJECT: RESOLUTION OF EARLY SITE PERMIT TOPIC 20 (ESP-20), USE OF
EXISTING SITE/FACILITY INFORMATION

Dear Mr. Simard:

The purpose of this letter is to confirm our understanding and expectations regarding the use of existing site and/or facility information in the preparation and subsequent staff review of an ESP application. This topic, which is identified as ESP-20 on the list of Nuclear Energy Institute (NEI) generic ESP issues, was discussed during a public meeting on September 25, 2002 (Meeting Summary - ADAMS Accession No. ML022900341). Subsequently, NEI documented its position on this topic in a letter dated November 26, 2002. We confirm the understanding and expectations cited in your letter as noted below.

1. Existing information about the site and/or facility may be relevant documents either previously docketed for other licensed facilities on the subject site, or otherwise reviewed and approved by the NRC. Examples include the updated Final Safety Analysis Report, Technical Specifications, environmental reports and/or environmental impact statements, safety evaluation reports, correspondence, and emergency plans.
2. The lead applicants will use existing information in their ESP applications. That information may be presented in the ESP application directly or incorporated by reference. ESP applicants should ensure that all stakeholders have access (i.e., docketed) to the information contained in the ESP applications, including any incorporated by reference.
3. A discussion of the applicability of pre-existing information for ESP purposes will be included as appropriate in ESP applications. It is expected that the applicant will outline the rationale for the use of the subject information and demonstrate its applicability to the ESP application.
4. An ESP application is an independent licensing action. As such, the subject NRC review will result in independent safety and environmental impacts determinations. The applicant's use of existing information allows both the applicant and the NRC staff to minimize overall resources expended by identifying relevant previously reviewed and approved information applicable for ESP purposes. A variety of formatting techniques may be used to make existing information easily identifiable. Applicant identification of existing information is expected to facilitate application preparation. In addition, applicant identification of existing information is expected to result in more efficient NRC reviews by allowing the staff to focus on changes since the existing information was previously reviewed and approved, new information, and confirming the applicability and acceptability of existing information for ESP purposes.

R. Simard

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Please contact Ronaldo Jenkins, the ESP Senior Project Manager, at 301-415-2985 if you have any questions on this matter.

Sincerely,

/RA/

James E. Lyons, Director
New Reactor Licensing Project Office
Office of Nuclear Reactor Regulation

Project No. 689

ccl: See next page

R. Simard

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Please contact Ronaldo Jenkins, the ESP Senior Project Manager, at 301-415-2985 if you have any questions on this matter.

Sincerely,

/RA/

James E. Lyons, Director
New Reactor Licensing Project Office
Office of Nuclear Reactor Regulation

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